



PTO/SB/21 (09-04)

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	09/387,894
Filing Date	September 1, 1999
First Named Inventor	Amitava Guha et al.
Art Unit	1742
Examiner Name	H. Wilkins III
Attorney Docket Number	20721/04404

ENCLOSURES (Check all that apply)

- | | | |
|--|--|--|
| <input type="checkbox"/> Fee Transmittal Form
<input type="checkbox"/> Fee Attached
<input type="checkbox"/> Amendment/Reply
<input type="checkbox"/> After Final
<input type="checkbox"/> Affidavits/declaration(s)
<input type="checkbox"/> Extension of Time Request
<input type="checkbox"/> Express Abandonment Request
<input type="checkbox"/> Information Disclosure Statement

<input type="checkbox"/> Certified Copy of Priority Document(s)
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)
<input type="checkbox"/> Licensing-related Papers
<input type="checkbox"/> Petition
<input type="checkbox"/> Petition to Convert to a Provisional Application
<input type="checkbox"/> Power of Attorney, Revocation
<input type="checkbox"/> Change of Correspondence Address
<input type="checkbox"/> Terminal Disclaimer
<input type="checkbox"/> Request for Refund
<input type="checkbox"/> CD, Number of CD(s) _____
<input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
- Response to Notice for Reconstruction of File Under 37 CFR §1.251
- Copies of docs filed with and received by PTO
- Return receipt postmarked |
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Remarks

RECEIVED
JUN 15 2005
TC 1700**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name	Customer No. 24024		
Signature			
Printed name	John E. Miller		
Date	June 7, 2005	Reg. No.	26,206

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	Debra L. Hale	Date	June 7, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Debra L. Hale

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Amitava Guha and William D. Nielsen, Jr.)

Serial No.: 09/387,894)

Filed: September 1, 1999)

For: IMPROVED DIES FOR DIE)
CASTING ALUMINUM AND)
OTHER METALS)

Examiner: H. Wilkins, III

Art Unit: 1742

Conf. No.: 3143

Attorney Docket No.: 20721/04404

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TC 1700

RESPONSE TO NOTICE FOR RECONSTRUCTION OF FILE UNDER 37 C.F.R. §1.251

Dear Sir:

In response to the Notice Under 37 C.F.R. §1.251-Pending Application regarding reconstruction of the file of the above-identified application, Applicants through their attorneys hereby provide the Office a complete copy of the of Applicants' record of the above file (as maintained in the offices of the undersigned attorneys).

In reviewing this file, it appears that there has been a problem with the Office's internal record-keeping in connection with this application. Thus, this application currently stands abandoned for failure to respond to a Notice to File Corrected Application Papers, Paper No. 15. However Applicants did not receive that paper in due course, as indicated in the various renewal petitions Applicants have filed to have this erroneous holding of abandonment withdrawn. More

significantly, that paper is also absent from the Office's own internal record of this application, as reflected in the PALM record included with the Notice for Reconstruction as well as the PAIR record available on the internet.

Similarly, a Notice of Confirmation Number Assignment document, which Applicants' attorneys did receive on December 20, 2000, is also absent from the Office's records of this file.

In addition, a number of additional papers filed by Applicants are also absent from the Office's records of this file, as follows:

Table 1 Papers Filed by Applicants Missing from the PTO's Records	
<u>Date</u>	<u>Document Description</u>
1/6/04	Second Renewed Petition Under C.F.R. §1.181 to Withdraw Erroneous Holding of Abandonment
1/6/04	Amendment Under 37 C.F.R. §1.312
1/6/04	Formal Drawings
9/9/03	Renewed Petition Under C.F.R. §1.181 to Withdraw Erroneous Holding of Abandonment
11/9/99	Notice of Recording of Assignment
9/1/99	Filing Receipt
9/1/99	Patent Application Including Fully Executed Declaration and Related Filing Papers
9/1/99	Assignment

Finally, Applicants note that numerous papers (or entries) listed in the Office's PALM and PAIR records relating to the file are also missing from Applicants copy of the file, as enclosed with this response. All of these entries, however, appear related to internal office procedures, examples of which are "Workflow" entries, "Receipt into Pubs" entries, and the like.

Thus as best as Applicants can tell, the enclosed copy of the file of the above application as maintained in the offices of the undersigned attorneys should include all substantive papers in this file.

In any event, the following comprises a complete list of all correspondence between the Office and the undersigned attorneys in connection with the above-identified application, except for U.S. patent documents. (Note that the Information Disclosure Statement submitted January 18, 2000, erroneously refers to page 8-32 rather than 18-32 of Boyer et al., Metals Handbook, Desk Addition. See, page 1 of the specification.)

Table 2

List of All Correspondence Between Applicants' Attorneys and the Office
in Connection with S.N. 09/387,894 in the File of the Undersigned Attorneys

<u>Date</u>	<u>Document Description</u>
5/13/05	Request for Reconstruction of File
1/6/04	Second Renewed Petition to Withdraw Erroneous Holding of Abandonment
1/6/04	Amendment Under 37 C.F.R. §1.312 (Responding to Paper No. 15)
1/6/04	Formal Drawings (Responding to Paper No. 15 by Omitting Fig. 4)
12/9/03	Dismissal of Petition to Withdraw Erroneous Holding of Abandonment (Responding to original Petition to Withdraw Erroneous Holding of Abandonment of 6/5/03, but not to the Renewed Petition of 9/9/03, and providing Applicants their first copy of the Office Action of 3/11/03, Paper No. 15)
9/9/03	Renewed Petition to Withdraw Erroneous Holding of Abandonment (Including Request to Remail Office Action of 3/11/03, Paper No. 15, not yet received by Applicants)
6/5/03	Petition to Withdraw Erroneous Holding of Abandonment
5/21/03	Notice of Abandonment
12/16/02	Issue Fee Payment
10/4/00	Formal Drawings (Including Fig. 4)
9/10/02	Notice of Allowance Including Requirement for Formal Drawings
7/08/02	Response After Non-Final Rejection
7/08/02	Request for Extension of Time
3/04/02	Non-Final Office Action
1/28/02	Amendment
1/28/02	Non-Final Rejection
1/22/02	Request for Reconsideration After Final Rejection
10/22/01	Final Rejection
8/13/01	Response to Non-Final Rejection
5/14/01	Non-Final Rejection
12/?/00	Notice of Confirmation Number Assignment
1/18/00	Information Disclosure Statement Including Two Publications
11/9/99	Notice of Recording of Assignment
9/1/99	Filing Receipt
9/1/99	Patent Application Including Fully Executed Declaration and Related Filing Papers
9/1/99	Assignment

If any additional information is needed, please advise. Also, if any fee is due with this response, please charge our deposit account No. 03-0172.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "J. Miller", written over a horizontal line.

John E. Miller, Reg. No. 26,206

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